

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In re:

Richard Larry Lacey,  
  
Debtor.

Case No. 19-61936-tmr7

NOTICE OF MOTION FOR SUMMARY  
ORDER DENYING DEBTOR'S MOTION  
TO DISMISS INVOLUNTARY PETITION

Petitioning Creditors in the Involuntary Bankruptcy Estate of Richard Larry Lacey filed a Motion for Summary Order Denying Debtor's Motion to Dismiss Involuntary Petition. A copy of the motion is attached.

If you oppose the proposed course of action or relief sought in this motion, you must file a written objection with the bankruptcy court no later than **14 days** after the date listed in the certificate of service below. If you do not file an objection, the court may grant the motion without further notice or hearing. Your objection must set forth the specific grounds for objection and your relation to the case. The objection must be received by the Clerk of Court at 405 E. 8<sup>th</sup> Ave #2600, Eugene, OR 97401 by the deadline specified above or it may not be considered. You must also serve the objection on Keith Y. Boyd, 724 S. Central Ave., Suite 106, Medford, OR 97501; (541) 973-2422 within that same time. If the court sets a hearing, you will receive a separate notice listing the hearing date, time, and other relevant information.

THE LAW OFFICES OF KEITH Y. BOYD

By: /s/ Keith Y. Boyd  
Keith Y. Boyd, OSB #760701  
Of Attorneys for Petitioning  
Creditors

On November 8, 2019 I served copies of the above notice on: debtor, trustee, U.S. Trustee, and their respective attorneys, and parties requesting notice. A copy of the service list is attached to the original notice filed with the court.

/s/ Melissa A. Arnold  
Melissa A. Arnold, ACP  
Paralegal

NOTICE OF MOTION FOR SUMMARY ORDER DENYING DEBTOR'S MOTION TO  
DISMISS INVOLUNTARY PETITION - **Page 1 of 1**

Keith Y. Boyd, OSB #760701  
[keith@boydlegal.net](mailto:keith@boydlegal.net)  
The Law Offices of Keith Y. Boyd  
724 S. Central Ave., Suite 106  
Medford, OR 97501  
Telephone: (541) 973-2422  
Facsimile: (541) 973-2426  
Of Attorneys for Petitioning Creditors

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In re:

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MOTION FOR SUMMARY ORDER  
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DISMISS INVOLUNTARY PETITION

Under 11 U.S.C. § 303(b)(1), FRBP 9014(c), and FRBP 7056, Petitioning Creditors, by and through their attorneys, The Law Offices of Keith Y. Boyd, move the court for a summary order denying the debtor's Motion to Dismiss this case. This Motion is based on the files and records of this case.

POINTS AND AUTHORITIES

On July 11, 2019, the debtor filed his Motion to Dismiss (Doc. 5) alleging that the Involuntary Petition herein was filed by only one creditor, and that the debtor had more than 12 creditors. Since then, 4 more creditors have joined as petitioning creditors herein. There now being 3 or more petitioning creditors, and under 11 U.S.C. § 303(b)(1) the Motion to Dismiss should be summarily denied. No facts other than the court record need be presented in support of this Motion because the court record shows that the requisite number of petitioning creditors have now joined.

MOTION FOR SUMMARY ORDER DENYING DEBTOR'S MOTION TO DISMISS  
INVOLUNTARY PETITION - **Page 1 of 2**

WHEREFORE, Petitioning Creditors move for an order denying debtor's Motion to Dismiss.

DATED this 8<sup>th</sup> day of November, 2019.

THE LAW OFFICES OF KEITH Y. BOYD

By: /s/ Keith Y. Boyd  
Keith Y. Boyd, OSB #760701  
Of Attorneys for Petitioning Creditors

*In re Richard Larry Lacey*  
Case No. 19-61936-tmr7

SERVICE LIST FOR NOTICE OF MOTION FOR SUMMARY ORDER DENYING  
DEBTOR'S MOTION TO DISMISS INVOLUNTARY PETITION

via Electronic Service:

KEITH Y BOYD    ecf@boydlegal.net, arnold@boydlegal.net  
LOUIS L. KURTZ    tammy@llkpc.com  
US Trustee, Eugene    USTPRegion18.EG.ECF@usdoj.gov

via Manual Service:

Richard Larry Lacey  
POB 422  
Weiser, ID 83672